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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 09/954,861 **TRANSMITTAL** 09/18/2001 Filing Date Miller **FORM** First Named Inventor 2818 (to be used for all correspondence after initial filing) Group Art Unit Hoang, Quoc Dinh Examiner Name Attorney Docket Number 1039.co2 Total Number of Pages in This Submission **ENCLOSURES** (check all that apply) After Allowance Communication Assignment Papers (for an Application) Fee Transmittal Form to Group Appeal Communication to Board Fee Attached Drawing(s) of Appeals and Interferences Licensing-related Papers Appeal Communication to Group Amendment / Reply (Appeal Notice, Brief, Reply Brief) Petition After Final Proprietary Information Petition to Convert to a Affidavits/declaration(s) Provisional Application Status Letter Power of Attorney, Revocation Change of Correspondence Other Enclosure(s) (please Extension of Time Request Address identify below); FAR FIL Terminal Disclaimer Express Abandonment Request Request for Refund DEC 2 1 112 Information Disclosure Statement CD, Number of CD(s). Certified Copy of Priority Document(s) Remarks Response to Missing Parts/ The undersigned certifies that this correspondance was Incomplete Application sent via facsimile transmission on the date indicated Response to Missing Parts under 37 CFR 1.52 or 1.53 hereinbelow to 703 872-9318 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm J. Grant Houston Individual name Signature 12/24/2002 Date CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: N/A (see above) Typed or printed name Signature Date

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE (*)

Miller, et al.

Patent Application

Serial No: 09/954,861 Group: 2816

Filed: 09/18/2001 Examiner: Unknown

For: Process for Integrating Dielectric

Optical Coatings into Micro-Electromechanical Devices

AMENDMENT UNDER RULE 111

Assistant Commission for Patents

Washington, D.C. 20231

Sir:

In response to the pending Office Action, mailed July 3, 2002 (Paper No. 6), Applicants hereby amend the above-captioned application and request reconsideration in view of the following remarks.

In the Claims:

Please amend claim 1, as follows:

1. (amended) A process for fabricating a deflectable optical MEMS structure having a dielectric coating, the process comprising:

forming a device layer;

depositing a multilayer reflective dielectric optical coating over the device

layer;

depositing a mask layer over the device layer;

patterning the mask layer;

transferring a pattern of the mask layer into the dielectric coating; and removing at least part of a sacrificial layer to release the device layer.

Please add new claims 16 and 17, as follows: